



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Neil H. Bander

Serial No.: 09/929,665

Filed: August 13, 2001

(Continuation of S.N. 09/357,704 (242/024))

For: TREATMENT AND DIAGNOSIS OF PROSTATE CANCER

Group Art Unit: 1642

Examiner: Not yet assigned

COPY

TRANSMITTAL

Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith for the above-identified application, are the following documents:

A. RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS;

- 1) Copy of (PTO) Notice to File Corrected Application Papers *Filing Date Granted*;
- 2) Transmittal of Substitute Drawings Under 37 CFR 1.84;
- 3) 11 sheets of substitute drawings (deemed formal drawings);

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

October 25, 2001
Date of Deposit

LA-214824.1

Felicia Reyes

Name of Person Mailing Paper

Felicia Reyes
Signature of Person Mailing Paper

Signature of Person Mailing Paper

COPY

Patent
Attorney Docket: 266/187

- 4) Request for Use of Previously Submitted Computer Readable Form Under 37 CFR §1.821(e);
- B. INFORMATION DISCLOSURE STATEMENT;
- 1) Form PTO-1449;
- 2) Copies of 40 references cited therein; and
- C. RETURN-RECEIPT POSTCARD.

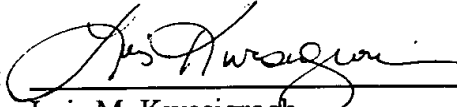
- ☒ The Commissioner is authorized to charge Lyon & Lyon's Deposit Account No. **12-2475** for any fees required by this filing, and/or under 37 CFR §§ 1.16 and 1.17 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account **12-2475**. A copy of this transmittal form is enclosed herewith, in the event that a charge is made to the deposit account.

Respectfully submitted,

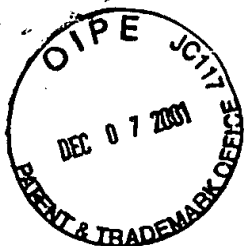
LYON & LYON LLP

Dated: October 25, 2001

By:


Lois M. Kwasigroch
Reg. No. 35,579

633 West Fifth Street, Suite 4700
Los Angeles, California 90071-2066
(213) 489-1600



Patent
Attorney Docket 266/187

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Neil H. Bander

Serial No.: 09/929,665

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(Continuation of S.N. 09/357,704 (242/024))

For: TREATMENT AND DIAGNOSIS OF
PROSTATE CANCER

)
) **Group Art Unit: 1642**
)

) **Examiner: Not yet assigned**
)

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**REQUEST FOR USE OF PREVIOUSLY SUBMITTED
COMPUTER READABLE FORM UNDER 37 C.F.R. 1.821(e)**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In lieu of filing a duplicate computer readable form, Applicant requests the use in the above application of the computer readable form previously submitted on March 12, 2001 in U.S. Patent Application Serial No. 09/357,704 ("the '704 application"). The '704 application was filed on July 20, 1999, and the present application is a continuation application under 37 CFR 1.53(b) of the '704 application. The contents of the paper copy of the Sequence Listing in the present application is identical to both the paper copy and the computer readable copy filed on March 12, 2001 for the '704 application, as required by 37 C.F.R. §§ 1.821(e). The contents of the computer readable form

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Felicia Reyes

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Felicia Reyes
Signature of Person Mailing Paper

of the Substitute Sequence Listing in the '704 application fully complied with the requirements of 37 C.F.R. §§ 1.821(e). The contents of both the computer readable and the paper copies of the '704 application were the same and, where applicable, included no new matter, as required by 37 C.F.R. §§ 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).

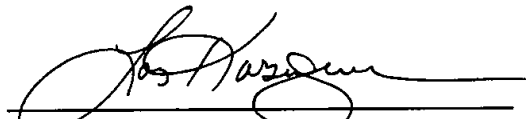
Counsel for applicant believes that no fee is due at this time. However, if counsel is mistaken, the Commissioner is authorized to charge counsel's deposit account no. 12-2475 for any fee that may be due, and/or to credit any overpayment.

Respectfully submitted,

LYON & LYON LLP

Dated: October 25, 2001

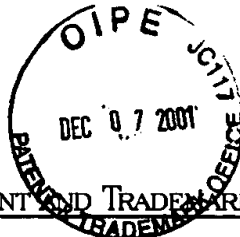
By:


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Reg. No. 35,579

633 West Fifth Street, Suite 4700
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(213) 489-1600



UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/929,665	08/13/2001	Neil H. Bander	266/187

CONFIRMATION NO. 9976

22249
LYON & LYON LLP
633 WEST FIFTH STREET
SUITE 4700
LOS ANGELES, CA 90071

FORMALITIES LETTER



OC000000006548356

Date Mailed: 09/13/2001

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

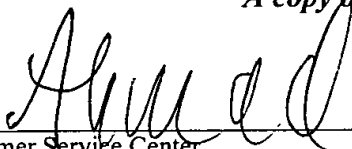
The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



In re the Application of:

Bander, Neil H.

Serial No.: 09/929,665

Filed: August 13, 2001

(Continuation of S.N. 09/357,704 (242/024))

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Group Art Unit: 1642

Examiner: Not yet assigned

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Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the PTO Notice To File Corrected Application Papers, mailed September 13, 2001, Applicant encloses the documents listed below. As required, a copy of this Notice is attached to this response.

- 1) Copy of (PTO) Notice to File Corrected Application Papers *Filing Date Granted*;
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LA-214915.1

Felicia Reyes

Name of Person Mailing Paper

Felicia Reyes
Signature of Person Mailing Paper

- 4) Request for Use of Previously Submitted Computer Readable Form Under 37 CFR §1.821(e).

Applicant respectfully submits that all application items are now in order.

Applicant believes that no fee is due. If Applicant is in error, the Commissioner is authorized to to charge counsel for applicant's deposit account **12-2475** for any fee that may due, and/or to credit any overpayment.

Respectfully submitted,

LYON & LYON LLP

Dated: October 25, 2001

By: 

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Reg. No. 35,579

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FOZ02T" 59952660